

BK 1542 PG 0276

STATE MS.-DE SOTO CO.
FILED

AUG 6 10 03 AM '02

BK 1542 PG 276
W.E. DAVIS CH. CLK.

WHEN RECORDED RETURN TO:
HomEq Servicing Corporation
Reconveyance Services/Mail Code CA3501
4837 Watt Ave
N. Highlands Ca 95660

State: MS
County: Desoto

AFFIDAVIT

THE UNDERSIGNED being the proper and authorized officer of HomEq Servicing Corporation Successor By Merger To TMS Mortgage Inc., DBA The Money Store, doing business at 4837 Watt Ave., / CA3501, North Highlands, CA 95660, being first duly sworn states as follows:

THAT HomEq Servicing Corporation Successor By Merger To TMS Mortgage Inc., DBA The Money Store is the current rightful owner and holder of the Note and Security Instrument as described in detail below.

THAT on 09/08/1996, a Note and Security Instrument in the amount of \$17,800.00 by **Richard D. and Nancy S. Fuller** in favor of Penguin Pools of Memphis, Inc. was recorded in **Book 854, Page 175**, in the Official Records of Desoto County, State of MS.

6552 Timber Pine Drive, South Haven, MS 38671

Known as: Lot 94, Southern Pines Subdivision, Located in Section 31, Township 1 South, Range 7 West, Desoto County, Mississippi, as per plat thereof of record in plat Book 21, Pages 43-46, in the Chauncery Clerk's Office of Desoto County, Mississippi.
1079-3103.0-00094.00

SAID Note and Security Instrument was sold and purportedly assigned to HomEq Servicing Corporation Successor By Merger To TMS Mortgage Inc., DBA The Money Store by Penguin Pools of Memphis, Inc. .

Penguin Pools of Memphis, Inc. is a dissolved business and after a diligent search HomEq Servicing Corporation Successor By Merger To TMS Mortgage Inc., DBA The Money Store has been unable to locate any of said Lending Institution's registered agents or officers.

THE required Assignment by Penguin Pools of Memphis, Inc. to HomeEq Servicing Corporation Successor By Merger To TMS Mortgage Inc., DBA The Money Store of said Security Instrument has not been recorded and the original has been lost or misplaced.

THAT said HomeEq Servicing Corporation Successor By Merger To TMS Mortgage Inc., DBA The Money Store is recording this Affidavit for the purpose of claiming its ownership of the Note and Security Instrument.

EXECUTED this 30th day of July, 2002

HomeEq Servicing Corporation Successor By Merger To TMS Mortgage Inc., DBA The Money Store

BY: Juanita Jennette
Juanita Jennette, Asst. Vice President

WITNESS: Tonya Surface
Tonya Surface, Asst. Sec.

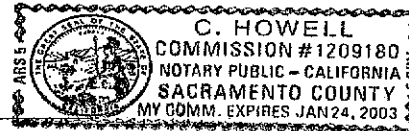
NOTARY ACKNOWLEDGMENT

STATE OF CALIFORNIA
COUNTY OF SACRAMENTO

On, July 30, 2002, before me, a Notary Public personally appeared Juanita Jennette as Asst. Vice President of HomeEq Servicing Corporation, personally know to me to be the person whose name is subscribed to the within instrument and acknowledged to capacity and that by her signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument and that such individual made such appearance before the undersigned in the City of Sacramento County of Sacramento and State of California.

Witness my hand and official seal

Colleen Howell
C. Howell
Notary Public



TMS LOAN NUMBER: 0073245870
Prepared by Hau Nguyen